



7-17-08

1/16w RCE ④

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

Application No. 09/843,789
Filing Date April 26, 2001
First Named Inventor J. J. Garcia-Luna-Aceves
Art Unit 2153
Examiner Name Strange, Aaron N.
Attorney Docket No. 5543P002

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** – Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. Previously submitted If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.)

ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. Other _____

b. Enclosed

i. Amendment/Reply

ii. Affidavit(s)/Declaration(s)

iii. Information Disclosure Statement (IDS)

iv. Other _____

2. **Miscellaneous**

a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.(Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(i) required)

b. Other _____

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666

i. RCE fee required under 37 C.F.R. § 1.17(e)

ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. Processing fee under 37 CFR § 1.17(i) for Limited Suspension of Action

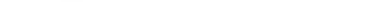
iv. Other _____

b. The amount of \$ \$810.00 charged to Deposit Account No. 02-2666.

c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) <u>Lester J. Vincent</u>	Registration No. (Attorney/Agent) <u>31,460</u>
Signature 	Date <u>July 15, 2008</u>

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print/Type) Alma Goldchain
Signature  Date July 15, 2008

Express Mail No. (only if applicable): EV 953691435 US

**FEE TRANSMITTAL FOR FY 2008**

(Effective on 9/30/2007. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).)

TOTAL AMOUNT OF PAYMENT (\$) 810.00**Complete if Known:**

Application No. 09/843,789
Filing Date April 26, 2001
First Named Inventor J.J. Garcia-Luna-Aceves
Examiner Name Strange, Aaron N.
Art Unit 2153
Attorney Docket No. 5543P002

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify)
 Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: _____

The Director is Authorized to do the following with respect to the above-identified Deposit Account:

Charge fee(s) indicated below.
 Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.
 Charge fee(s) indicated below except for the filing fee
 Credit any overpayments.
 Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Large Entity	Small Entity	Fee Description	Fees Paid (\$)		
Fee	Fee	Fee	Fee		
Code	(\$)	Code	(\$)		
1011	310	2011	155	Utility application filing fee	1,030/515
1111	510	2111	255	Utility search fee	
1311	210	2311	105	Utility examination fee	
1012	210	2012	105	Design application filing fee	440/220
1112	100	2112	50	Design search fee	
1312	130	2312	65	Design examination fee	
1013	210	2013	105	Plant filing fee	680/340
1113	310	2113	155	Plant search fee	
1313	160	2313	80	Plant examination fee	
1004	810	2004	405	Reissue filing fee	1,940/970
1114	510	2114	255	Reissue search fee	
1314	620	2314	310	Reissue examination fee	
1005	210	2005	105	Provisional application filing fee	
SUBTOTAL (1) <u>\$0.00</u>					

2. EXCESS CLAIM FEES**Fee Description****Large Entity Small Entity**

Fee Code	Fee (\$)	Fee Code	Fee (\$)
1202	50	2202	25
1201	210	2201	105
1203	370	2203	185
1204	210	2204	105
1205	50	2205	25

Fee Description

Each claim over 20

Each independent claim over 3

Multiple dependent claims, if not paid

Reissue: each claim over 20 and more than in the original patent

Reissue: each independent claim more than in the original patent

Extra Claims			Fee	Fees Paid (\$)
Total Claims	33	- 36 or HP =	0	X \$ 50.00 = \$ 0.00
HP = highest number of total claims paid for, if greater than 20				
Independent Claims	1	- 3 or HP =	0	X \$210.00 = \$ 0.00
HP = highest number of independent claims paid for, if greater than 3				
Multiple Dependent Claims				
SUBTOTAL (2) \$ 0.00				

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additonal 50 or fraction thereof	Fee from below	Fees paid (\$)
_____	- 100 = _____ / 50 = _____ (round up to whole number)	X \$260.00	_____	

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)
1081	260	2081	130
1082	260	2082	130
1083	260	2083	130
1084	260	2084	130

Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):

Utility
Design
Plant
Reissue

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued)**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

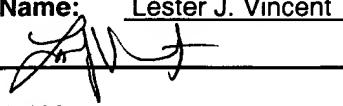
<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee	Fee		
Code	Code		
1051	130	Surcharge - late filing fee or oath	_____
1052	50	Surcharge - late provisional filing fee or cover sheet	_____
1053	130	Non-English specification	_____
1812	2,520	For filing a request for ex parte reexamination	_____
1813	8,800	Request for inter parties reexamination	_____
1804	920*	Requesting publication of SIR prior to Examiner action	_____
1805	1,840*	Requesting publication of SIR after Examiner action	_____
1251	120	Extension for reply within first month	_____
1252	460	Extension for reply within second month	_____
1253	1,050	Extension for reply within third month	_____
1254	1,640	Extension for reply within fourth month	_____
1255	2,230	Extension for reply within fifth month	_____
1401	510	Notice of Appeal	_____
1402	510	Filing a brief in support of an appeal	_____
1403	1,030	Request for oral hearing	_____
1451	1,510	Petition to institute a public use proceeding	_____
1452	510	Petition to revive – unavoidable	_____
1453	1,540	Petition to revive - unintentional	_____
1501	1,440	Utility issue fee (or reissue)	_____
1502	820	Design issue fee	_____
1503	1,130	Plant issue fee	_____
1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)	_____
1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)	_____
1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)	_____
1807	50	Processing fee under 37 CFR 1.17(q)	_____
1806	180	Submission of Information Disclosure Stmt	_____
8021	40	Recording each patent assignment per property (times number of properties)	_____
1809	810	For filing a submission after final rejection (see 37 CFR 1.129(a))	_____
1814	130	Statutory Disclaimer	_____
1810	810	For each additional invention to be examined (see 37 CFR 1.129(b))	_____
1801	810	Request for Continued Examination (RCE)	\$810.00
1802	900	Request for expedited examination of a design application	_____
1504	300	Publication fee for early, voluntary, or normal pub.	_____
1505	300	Publication fee for republication	_____
1803	130	Request for voluntary publication or republication	_____
1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	_____
1454	1,410	Acceptance of unintentionally delayed claim for priority	_____

Other fee (specify) Printed Copy of patent w/o color (10 copies)

Other fee (specify) _____

SUBTOTAL (4) \$ 810.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Lester J. VincentSignature:  Date: July 15, 2008Reg. Number: 31,460 Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

FEE TRANSMITTAL FOR FY 2008

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SUBTOTAL (1) \$0.00					

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Large Entity	Small Entity
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FEE CALCULATION (continued)**4. OTHER FEE(S)**

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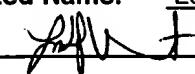
<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fees Paid (\$)</u>
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1051	130	2051	65
1052	50	2052	25
1053	130	1053	130
1812	2,520	1812	2,520
1813	8,800	1813	8,800
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	120	2251	60
1252	460	2252	230
1253	1,050	2253	525
1254	1,640	2254	820
1255	2,230	2255	1,115
1401	510	2401	255
1402	510	2402	255
1403	1,030	2403	515
1451	1,510	1451	1,510
1452	510	2452	255
1453	1,540	2453	770
1501	1,440	2501	720
1502	820	2502	410
1503	1,130	2503	565
1462	400	1462	400
1463	200	1463	200
1464	130	1464	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	810	2809	405
1814	130	2814	65
1810	810	2810	405
1801	810	2801	405
1802	900	1802	900
1504	300	1504	300
1505	300	1505	300
1803	130	1803	130
1808	130	1808	130
1454	1,410	1454	1,410

Other fee (specify) Printed Copy of patent w/o color (10 copies)

Other fee (specify) _____

SUBTOTAL (4) \$ 810.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Lester J. VincentSignature: Date: July 15, 2008Reg. Number: 31,460Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450